

Applicant : Roland Busse
Appln. No. : 10/500,566
Page : 2

REMARKS

Claims 20-79 are pending in the present application. Reconsideration is respectfully requested for the following reasons.

Claims 20, 27-29, 40, 47-49, 60 and 67-69 have been rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 20-79 of U.S. Patent Application No. 10/500,078. Applicant has previously submitted a Terminal Disclaimer to overcome any obviousness-type double patenting rejection to expedite prosecution. Applicant also submits a copy of the Assignment which has been submitted for recordation which indicates that the ownership of Application No. 10/500,078 is the same as the present application (we had an error in the Assignment of Application No. 10/500,078 that has now been corrected).

Accordingly, Applicant submits that claims 20-79 are in condition for allowance, and a Notice of Allowability is therefore earnestly solicited.

Respectfully submitted,

January 23, 2007
Date

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** Transmit Conf. Report **

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FACSIMILE TRANSMISSION SHEET

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FROM: Marcus Dolce

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PATENTS ONLY

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Roland Busse

Additional name(s) of conveying party(ies) attached? Yes ☒ No

2. Name and address of receiving party(ies)

Name: Big Dutchman International GmbH

Internal Address:

Street Address: Auf der Lage 2, 49377 Vechta
GermanyAdditional name(s) of receiving party(ies) attached? Yes ☒ No

3. Nature of conveyance:

☒ Assignment

Merger

Security Agreement

Change of Name

Other

Execution Date: January 9, 2007

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is

A. Patent Application No. 10/500,078

B. Patent No.(s)

Additional numbers attached? Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Marcus P. DolceAddress: Price, Heneveld, Cooper,DeWitt & Litton, LLPStreet Address: Post Office Box 2567City: Grand Rapids State: MI ZIP: 49501

6. Total number of applications and patents involved:

1

7. Total fee (37 C.F.R. § 3.41).....\$ 40.00

Enclosed

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*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*Marcus P. Dolce
Name of Person SigningMarcus P. Dolce
SignatureJanuary 15, 2007
Date

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Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231

ASSIGNMENT

WHEREAS, Roland Busse, residing at Anna-Seegers-Str. 22, 49661 Cloppenburg, Germany, respectively (hereinafter referred to as Assignor), has invented certain new and useful improvements in DEVICE FOR FEEDING POULTRY ESPECIALLY FATTENED POULTRY, PREFERABLY BOILERS for which an application for United States Letters Patent was executed on June 23, 2004 and assigned U.S. Application No. 10/500,078.

WHEREAS, Big Dutchman International GmbH, a corporation of Germany, having a place of business at Auf der Lage 2, 49377 Vechta, Germany (hereinafter referred to as Assignee), is desirous of acquiring the entire right, title and interest in and to said invention and in and to any Letters Patent that may be granted therefor in the United States and in any and all foreign countries.


NOW, THEREFORE, in consideration of the sum of one dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable considerations, Assignor hereby sells, assigns and transfers unto said Assignee the full and exclusive right, title and interest to the said invention in the United States and in all foreign countries and the entire right, title and interest in and to any and all Letters Patent which may be granted therefor in the United States and in any and all foreign countries and in and to any and all divisions, reissues, continuations, continuation-in-part, and extensions thereof including the full right to claim for any such applications the benefits of the International Convention.

Assignor hereby authorizes and requests the Patent Office Officials in the United States and in any and all foreign countries to issue any and all of said Letters Patent, when granted, to said Assignee as the owner of the entire right, title and interest in and to the same, for the sole use and behoof of said Assignee, its successors and assigns.

FURTHER, Assignor agrees to communicate to said Assignee or its representatives any facts known to Assignor respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuation, continuation-in-part, substitution, renewal, and reissue applications, execute all necessary assignment papers to cause any and all of said Letters Patent to be issued to said Assignee, make all rightful oaths and generally do everything possible to aid said Assignee, its successors and assigns, to obtain and enforce proper protection for said invention in the United States and in any and all foreign countries.

IN TESTIMONY WHEREOF, I have hereunto set my hand on the date appearing next to my signature.

Witness:



Inventor:


Roland Busse

Date:

11/9/07